HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 465 of 2006 (S/S)

1. Rajeshwar Singh Holkar s/o Sri Kare Singh
   Govt. Inter College, Chhoi, Ram Nagar
2. Ganga Sagar Katiyar s/o Sri Jaman Prasad
   A.N. Jhan Govt. Inter College, Rudrapur
3. Tapo Vardhan Verma s/o Dr. Dayal Saran Verma
   Lecturer, Govt. Inter College, Shantipuri
4. Kamal Singh Danu s/o Sri Bhagwan Singh Danu
   Lecturer, Govt. Inter Colelge Shaktifarm.
5. Pramod Tiwari s/o Sri Bhuwan handra Tiwari
   Govt. Inter College, Bageshwar
6. Dharam raj Singh s/o Sri Gulab Chandra Singh,
   Lecturer Govt. Inter College, Silore Mahadev
7. Jai Narain Singh s/o Sri M.L. Gangwar
   Lecturer, Govt. Inter College, Narendra Nagar.
8. Hari Nandan Singh Gangwar s/o Sri Nek Ram
   Lecturer, Government Inter College, Adhariyakhal
   District Pauri Garhwal ..... Petitioners

Versus

1. State of Uttaranchal
2. Director, School Education, Uttaranchal, Dehradun
3. Additional Director of Education (Secondary)
   Uttaranchal ..... Respondents

Sri Manoj Tiwari, Advocate for the petitioners.
Standing counsel for the respondents.

Dated: 31.3.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Manoj Tiwari, Advocate for the petitioners and Standing Counsel for the respondents.

By the present writ petition, the petitioners have prayed for a writ of certiorari quashing the seniority list dated 15.2.2006.

Briefly stated the petitioners were appointed as Lecturer in the Department of Secondary Education on the recommendation of Public Service commission, U.P. against the vacancies available in Hill Cadre. The seniority list of all the persons including those appointed in Hill Cadre was for the first time issued on 15.3.1989. Another seniority list of Lecturers serving in Hill Cadre was issued by the Director of Education U.P. vide letter dated 7.6.1996. After reorganization of the State, the additional Director of Education issued yet another seniority list of Lecturers vide letter dated 18.9.2001. In that list the persons regularized on the post of Lecturer in the year 1986, were placed below the petitioners by treating them as en bloc junior. The petitioner have submitted that the respondent no. 2 has now issued another tentative/final seniority list in respect of Lecturers appointed up to 1986, vide letter dated 15.2.2006.

Petitions have submitted that he long standing seniority of the petitioners vis-`a-vis persons appointed by regularization, has been disturbed and all persons appointed through Commission in the year 1986 have been placed en-bloc below the persons appointed by regularization.

At the time of arguments counsel for the petitioners confined his prayer for disposal of the representations filed by the petitioners on 8.3.2006 and 9.3.2006, against the seniority list.

In view of above, respondent no. 2 is directed to decide the representations of the petitioners dated 8.3.2006 and 9.3.2006, within a period of three months after obtaining the certificate copy of this order.

Subject to the aforesaid observation, the writ petition is disposed of. No order as to costs.

Dated: 31.3.2006 **Rajesh Tandon, J.**

*Dhyani